

CC# 96-45

Lester A. Ray
Director of Technology
South Brunswick Board of Education
PO Box 183, 750 Ridge Road
Monmouth Junction, NJ 08852
(732) 329-4044 Fax: (732) 438-8652

RECEIVED

JUN 23 2000

FCC MAIL ROOM

June 22, 2000

Federal Communications Commission,
Office of the Secretary
445 12th Street, SW - Room TWA325
Washington, DC 20554

Gentlemen:

This letter is in reference to a denied decision by the Schools and Libraries Division to our letter of appeal dated January 14, 2000. The original letter of appeal was submitted due to a vendor spin number change. We applied for this vendor change due to the fact that the district had to put up the assignment for public bidding. After the commitment letter was finalized, we then had to switch the vendor since there was a \$100,000.00 differential in submitted quotes.

We contacted the SLD during the month of March 2000 in regard to the decision to the appeal letter. A gentlemen by the name of Mohammed finally contacted the South Brunswick Board of Ed to request the original letter of appeal be rewritten. The SLD was requesting further information, which we submitted promptly.

Finally, we received by letter a notification to this appeal with a decision of "denied". I do not understand why this decision was determined since we complied with all the requirements for a successful appeal.

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Federal Communications Commission

June 22, 2000

I am writing to you with hopes that this decision will be reviewed for change to benefit the funding for the education of the students of the South Brunswick School District.

Attached please find copies of documentation (Letter of Appeal and Addendum Letter) to support this appeal.

Sincerely,



Lester Ray,
Director of Technology

LR:fhf
Attachments

**Lester A. Ray
Director of Technology
South Brunswick Board of Education
PO Box 183, 750 Ridge Road
Monmouth Junction, NJ 08852
(732) 329-4044 Fax: (732)438-8652**

Letter of Appeal
Schools and Libraries Division
Box 125-Correspondence Unit
100 South Jefferson Road
Whippany, NJ 07981

January 14, 2000

Contact Information:
Lester Ray
PO Box 183, Ridge Rd.
Monmouth Jct., NJ 08852
Phone: 732-297-7800 X220
Fax: 732-422-8054
Email: Lray@sbschools.org

**Letter of Appeal for Form 471 Application # 0000123571
Applicants Name: South Brunswick Township School District
Billed Entity Number # 0000123547**

The specific Funding Request Number being appealed: #0000179561 -

Funding Commitment Decision: \$0.00 – Insufficient documentation

Funding Commitment Decision Explanation: Applicant has not provided sufficient documentation to determine the eligibility of this item.

This appeal is being made to address the issue of "insufficient documentation to determine the eligibility of the item". There has also been a change in Vendor due to the fact that the original vendor could not provide the Phone System Upgrade within the necessary Y2K time constraints and within the district budget limitations. In addition, the amount of money originally requested for this service has turned out to be inadequate.

The phone system in our district plays an integral part of the delivery of our curriculum. Eighty percent of the voice mail system is dedicated to classroom teacher voice mail (there is a phone in every classroom) and homework hotlines. In addition, every administrative service has installed phones. The current PBX system has been replaced by Y2K compliant hardware including a PBX, multiple PC Attendant Consoles, which have been installed at each school in the district and Switchboards which have been installed at the High School, Middle School and Board of Education. Labor charges are included for installation and contractual maintenance of these Internal Connections. The revised amount of money needed to complete this service is approximately \$250,000.

Our new Service Provider is Empire Technologies, 3 Industrial Court, Freehold, NJ 07728, phone number 732-866-6638. The Contact person is Charlie Sylvester. The SPIN number for this service provider is 143017142.

Documentation supporting this appeal includes a copy of the revised RFP, Report of Bids for Board of Education Approval, Invoice for Hardware & Services, and the Funding Award Statement sent to the South Brunswick Board of Education.

Bid Report

South Brunswick Board of Education
Monmouth Junction, N.J. 08852

Report of Bids for Board of Education Approval:

Bid No. 99-26

Opening Date: 7/27/99

For: District Phone System

Record Receipt of Bids	Items Bid - Brief Description or see attached as noted.	Unit Prices	Total Price
ARC Communications Piscataway, NJ	Base Bid		\$246,334.00
	3810 Routers	\$10,400.00	
	Add'l Analog Handsets	\$18.00	
	Add'l Wire per LF	\$0.75	
	Move/Add Change Labor/hr	\$85.00	
	Move/Add Change Materials	list-20%	
Empire Technologies Freehold, NJ	Base Bid	\$233,115.00	
	3810 Routers	NB	
	Add'l Analog Handsets	\$15.30	
	Add'l Wire per LF	\$0.65	
	Move/Add Change Labor/hr	\$75.00	
	Move/Add Change Materials	Cost +23%	
Engineering & Professional Services Tinton Falls, NJ	Base Bid	\$515,239.80	
	3810 Routers	\$3,285.21	
	Add'l Analog Handsets	\$43.59	
	Add'l Wire per LF	\$0.89	
	Move/Add Change Labor/hr	\$76.22	
	Move/Add Change Materials	14.60%	
Account Code:	Recommendations for Award(s)		
Award Bid	Award - Brief Description or see attached as noted.	Unit Prices	Total Price
Empire Technologies Freehold, NJ	Base Bid	\$233,115.00	
	3810 Routers	NB	
	Add'l Analog Handsets	\$15.30	
	Add'l Wire per LF	\$0.65	
	Move/Add Change Labor/hr	\$75.00	
	Move/Add Change Materials	Cost +23%	

Signature: 

Date: 7/27/99



EMPIRE TECHNOLOGIES

Communications Equipment Specialists

1711 Ginesi Drive / Freehold, New Jersey 07728

Phone: (732) 866-6638 / Fax: (732) 577-7806

INVOICE

INVOICE NUMBER	1319
CUSTOMER NUMBER	SDU17
PAGE NUMBER	1

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SOUTH BRUNSWICK TOWNSHIP PUBLIC
SCHOOLS
P.O. BOX 181 / FOUR EXECUTIVE
MONMOUTH JUNCTION, NJ 08852
ATTN: LESTER RAY

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SOUTH BRUNSWICK TOWNSHIP PUBLIC
SCHOOLS
P.O. BOX 181 / FOUR EXECUTIVE
MONMOUTH JUNCTION, NJ 08852
ATTN: LESTER RAY

INVOICE DATE	PURCHASE ORDER NUMBER	PAYMENT TERMS	ORDER DATE	SALESPERSON
09/07/99		NET 30 DAYS	09/07/99	60
SHIP VIA	F.O.B.	TERRITORY	QU ORDER NO.	INVOICE TYPE
	ORIGIN			SI
QUANTITY ORDERED	QTY SHIPPED QTY PACKAGED/REC	ITEM NUMBER DESCRIPTION	UNIT PRICE	AMOUNT
1	1 0	MISC MISC NONSTOCK CHARGE EQUIPMENT & INSTALLATION AS PER BID SPECIFICATIONS. MISC	233115.00	233115.00
1/3 DUE UPON ACCEPTANCE OF BID				
1/3 DUE UPON DELIVERY OF EQUIPMENT				
1/3 DUE UPON COMPLETION OF JOB				
Non Taxable SubTotal				233115.00
Taxable Subtotal				0.00
Shipping				0.00
Tax (6.000 %)				0.00
Total				233115.00

Before the
Federal Communications Commission
Washington, DC 20554

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JUN 23 2000

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In the Matter of)	
)	
Request for Review of the)	
Decision of the)	
Universal Service Administrator by)	
)	
Copan Public Schools)	File No. SLD-26231
Copan, Oklahoma)	
)	
Federal-State Joint Board on)	CC Docket No. 96-45
Universal Service)	
)	
Changes to the Board of Directors of the)	CC Docket No. 97-21
National Exchange Carrier Association, Inc.)	

ORDER

Adopted: March 14, 2000

Released: March 16, 2000

By the Commission:

1. This Order grants the Letter of Appeal of Copan Public Schools, Copan, Oklahoma (Copan), that was received by the Commission on September 17, 1999.¹ Copan's Letter of Appeal seeks review of a decision of the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC or Administrator),² pursuant to which SLD denied Copan's request to change a service provider for the 1998 funding year. This process is referred to as a Service Provider Identification Number (SPIN) change request. For the reasons discussed below, we modify the current categories of permissible SPIN changes and permit a SPIN change whenever an applicant certifies that (1) the SPIN change is allowed under its state and local procurement rules and under the terms of the contract between the applicant and its original service provider, and (2) the applicant has notified its original service provider of its intent to change service providers.

¹ Letter from Delbert W. Moreland, Jr. Superintendent, Copan Public Schools, to Federal Communications Commission (filed Sept. 17, 1999) (Letter of Appeal).

² Section 54.719(c) of the Commission's rules provides that any person aggrieved by an action taken by a division of the Administrator may seek review from the Commission. 47 C.F.R. § 54.719(c).



UNIVERSAL SERVICE
ADMINISTRATIVE CO.

SCHOOLS AND LIBRARIES DIVISION

Box 125 – Correspondence Unit
100 South Jefferson Road
Whippany, New Jersey 07981

Administrator's Decision on Appeal - Funding Year 1999-2000

May 23, 2000

Lester A. Ray
South Brunswick Township School District
PO Box 183
750 Ridge Road
Monmouth Junction, NJ 08852

Re: Billed Entity Number: 123547
 Application Number: 123571
 Funding Request Number(s): 179561
 Your Correspondence Dated: January 14, 2000

After thorough review and investigation of your appeal, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company has resolved your appeal seeking approval of additional discounts for the second program year. This letter addresses our decision concerning each Funding Request Number that was included in your letter of appeal for the Application Number cited above. If your letter of appeal addressed more than one Application Number, a separate letter will be issued to inform you of our decision on the appeal of each Application Number.

Funding Request Number: 179561
Decision on Appeal: Denied
Denial Reason(s):

- The information submitted on the original application and during the review process until application approval is the responsibility of the applicant. During this time period, the requested documentation was not provided to determine the eligibility of this item. Corrections to the application can not be made once the application is approved, unless proven the error is the fault of SLD.

If you feel further examination of your application is in order, you may file an appeal with the Federal Communications Commission, Office of the Secretary, 445 12th Street, SW, Room TW-A325, Washington, DC 20554. Before preparing and submitting your appeal, please be sure to review the FCC rules concerning the filing of an appeal of an Administrator's Decision, which are posted to the SLD Web Site at <www.sl.universalservice.org>. You must file your appeal with the FCC no later than 30 days from the date of the issuance of this letter, in order for your appeal to be timely filed.

You should now move ahead, if you haven't already done so, with your Form 486 and related post-commitment arrangements for services for which funds have been committed and services have begun to flow. We thank you for your continued support, patience, and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company